

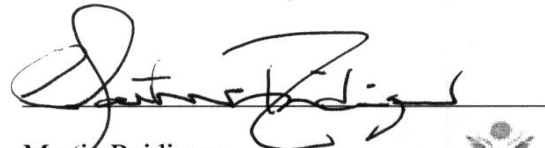



at 4 ¶15]. This waiver thus precludes the pending motion. See United States v. Lucas, 141 F. App'x 169, 170 (4<sup>th</sup> Cir. 2005) (per curiam).<sup>1</sup>

**IT IS, THEREFORE, ORDERED** that the Defendant's "Freedom of Information/Privacy Act Request" [Doc. 115] is hereby **DENIED**.

**IT IS SO ORDERED.**

Signed: December 4, 2013

  
Martin Reidinger  
United States District Judge



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<sup>1</sup> In any event, federal courts are expressly excluded from the definition of "agency" for purposes of FOIA and Privacy Act disclosure requirements. 5 U.S.C. § 551(1)(B); Gayle v. Johnson, 275 F. App'x 211, 212 n.1 (4<sup>th</sup> Cir. 2008) (per curiam); Sheppard v. Revell, No. 5:09-CT-3044-FL, 2010 WL 3672261, at \*4 (E.D.N.C. Sept. 20, 2010).